IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

FRIDAY, THE 20TH OCTOBER 2006 / 28TH ASWINA 1928

Bail Appl..No. 6289 of 2006

CMP.3886/2006 of J.M.F.C.-I,THAMARASSERY
CRIME NO.26/2006 OF THAMARASSERY EXCISE RANGE

.....

PETITIONER/ACCUSED

KUMARAN, AGED 36 YEARS,
KARIYATHAN, ETTEKRA MALAYIL, KIDAVUR AMSOM
CHAMAL DESOM.

BY ADV. SRI.LUIZ GODWIN D'COUTH

RESPONDENTS:

STATE OF KERALA REPRESENTED BY
EXCISE INSPECTOR, THAMARASSERY THROUGH
PUBLIC PROSECUTOR HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 20/10/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 6289/2006

DATED THIS THE 20TH DAY OF OCTOBER, 2006

O R D E R

The petitioner was arrested on 24.9.2006 with 20 litres of illicit arrack, by the Excise Range Inspector of Thamarassery Excise Range, who registered C.R.No.26/2006 against the petitioner, for the offence punishable under Section 8(1) & (2) of the Abkari Act. Hence this application, under Section 439 Cr.P.C.

2. After hearing both sides and considering the materials that are placed before me, I grant bail and release the petitioner from jail, subject to the following conditions:-

(a). The petitioner shall execute a bond for Rs.25,000/-, with two solvent sureties, each for the like sum, to the satisfaction of the Judicial Magistrate of First Class-I, Thamarassery.

(b). The petitioner shall report before the Investigating Officer, once in a week on every Thursday, between 10.00 a.m and 11.00 a.m., for a period of two months, starting from 26.10.2006.

The application is allowed as above.

J.M.JAMES
JUDGE

mrcs